

MESSAGE NO: 5233312 MESSAGE DATE: 08/21/2015

MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: ALI-Auto Liquidation

FR CITE: 74 FR 48224 FR CITE DATE: 09/22/2009

REFERENCE MESSAGE # (s): 9286209, 0327306, 4318306,
5218307

CASE #(s): C-463-505, C-552-808, C-570-917,
C-580-864, C-582-805

EFFECTIVE DATE: 09/22/2009 COURT CASE #:

PERIOD OF REVIEW: 12/03/2007 TO 12/31/2008

PERIOD COVERED: TO

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Automatic liquidation instruction for Laminated Woven Sacks from the PRC (C-570-917) from fabric originating in third countries (multiple case numbers) for the period 12/03/2007 through 12/31/2008

1. Commerce does not automatically conduct administrative reviews of countervailing duty orders. Instead, reviews must be requested pursuant to section 751(a)(1) of the Tariff Act of 1930, as amended, and in accordance with 19 CFR 351.213.
2. Commerce has not received a request for an administrative review of the countervailing duty order on laminated woven sacks from the People's Republic of China during the period 12/03/2007 through 12/31/2008. On 10/13/2009, Commerce issued automatic liquidation instructions with regard to this merchandise (see message 9286209). However, those instructions did not identify all relevant case numbers for merchandise produced in the People's Republic of China from fabric originating in third countries.
3. Accordingly, in accordance with 19 CFR 351.212(c), except for entries described in paragraphs 4 and 5 below, you are to assess countervailing duties on laminated woven sacks produced in the People's Republic of China from fabric originating in a third country (see message 0327306, dated 11/23/2010), entered, or withdrawn from warehouse, for consumption during the period 12/03/2007 through 12/31/2008, at the cash deposit or bonding rate in effect on the date of entry. Liquidate all entries for all firms. Such entries may have been made under the following third country case numbers.

Country: Korea

Company: All others

Case number: C-580-864-000

Company: Shangdong Shouguang Jianyuan Chun Company Ltd.

Case number: C-580-864-001

Company: Han Shing Chemical Co. Ltd.

Case number: C-580-864-003

Company: Ningbo Yon Feng Packaging Co., Ltd.

Case number: C-580-864-004

Company: Shangdong Qilu Plastic Fabric Group, Ltd.

Case number: C-580-864-005

Country: Hong Kong

Company: All others

Case number: C-582-805-000

Company: Shangdong Shouguang Jianyuan Chun Company Ltd.

Case number: C-582-805-001

Company: Han Shing Chemical Co. Ltd.

Case number: C-582-805-003

Company: Ningbo Yon Feng Packaging Co., Ltd.

Case number: C-582-805-004

Company: Shangdong Qilu Plastic Fabric Group, Ltd.

Case number: C-582-805-005

Country: India

Company: All others

Case number: C-533-851-000

Company: Shangdong Shouguang Jianyuan Chun Company Ltd.

Case number: C-533-851-001

Company: Han Shing Chemical Co. Ltd.

Case number: C-533-851-003

Company: Ningbo Yon Feng Packaging Co., Ltd.

Case number: C-533-851-004

Company: Shangdong Qilu Plastic Fabric Group, Ltd.

Case number: C-533-851-005

Country: Kyrgyzstan

Company: All others

Case number: C-463-505-000

Company: Shangdong Shouguang Jianyuan Chun Company Ltd.

Case number: C-463-505-001

Company: Han Shing Chemical Co. Ltd.

Case number: C-463-505-003

Company: Ningbo Yon Feng Packaging Co., Ltd.

Case number: C-463-505-004

Company: Shangdong Qilu Plastic Fabric Group, Ltd.

Case number: C-463-505-005

Country: Pakistan

Company: All others

Case number: C-535-902-000

Company: Shangdong Shouguang Jianyuan Chun Company Ltd.

Case number: C-535-902-001

Company: Han Shing Chemical Co. Ltd.

Case number: C-535-902-003

Company: Ningbo Yon Feng Packaging Co., Ltd.

Case number: C-535-902-004

Company: Shangdong Qilu Plastic Fabric Group, Ltd.

Case number: C-535-902-005

Country: Taiwan

Company: All others

Case number: C-583-847-000

Company: Shangdong Shouguang Jianyuan Chun Company Ltd.

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Case number: C-583-847-001

Company: Han Shing Chemical Co. Ltd.

Case number: C-583-847-003

Company: Ningbo Yon Feng Packaging Co., Ltd.

Case number: C-583-847-004

Company: Shangdong Qilu Plastic Fabric Group, Ltd.

Case number: C-583-847-005

Country: Vietnam

Company: All others

Case number: C-552-808-000

Company: Shangdong Shouguang Jianyuan Chun Company Ltd.

Case number: C-552-808-001

Company: Han Shing Chemical Co. Ltd.

Case number: C-552-808-003

Company: Ningbo Yon Feng Packaging Co., Ltd.

Case number: C-552-808-004

Company: Shangdong Qilu Plastic Fabric Group, Ltd.

Case number: C-552-808-005

4. Shipments of laminated woven sacks from the PRC made from fabric originating in third countries entered or withdrawn from warehouse on or after 04/01/2008 and on or before 08/05/2008 should be liquidated without regard to countervailing duties in accordance with message 5218307, dated 08/06/2015.

5. Separate liquidation instructions were issued for entries of laminated woven sacks produced in the People's Republic of China from fabric that has a country of origin other than the People's Republic of China, exported by Zibo Aifudi Plastic Packaging Co., Ltd. and imported by AMS Associates Inc., D/B/A Shapiro Packaging (see message 4318306, dated 11/14/2014).

6. There are no injunctions applicable to the entries covered by this instruction.

7. Notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 3, occurred with the publication of the notice of initiation of administrative review for the 08/2009 anniversary month (74 FR 48224, 09/22/2009). Unless instructed otherwise, for all other shipments of laminated woven sacks from the People's Republic of China you shall continue to collect cash deposits of estimated countervailing duties for the merchandise at the current rates.

8. The assessment of countervailing duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated countervailing duties. The interest provisions are not applicable to cash or bonds posted as estimated countervailing duties before the date of publication of the countervailing duty order. Interest shall be calculated from the date payment of estimated countervailing duties is required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.

9. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by OVII:TP.)

10. There are no restrictions on the release of this information.

Sherri L. Hoffman

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party